



Federal Election Commission
Washington, DC 20463

September 24, 2007

Benjamin Ginsberg, Esq.
Patton Boggs, LLP
2550 M Street, NW
Washington, DC 20037

Re: ADR # 401
Growth and Prosperity Political Action Committee and Joey Dobbs, Treasurer

Dear Mr. Ginsberg:

Enclosed is the signed copy of the agreement resolving the referral initiated on May 22, 2007 with the Federal Election Commission ("FEC/Commission") against Growth and Prosperity Political Action Committee and Joey Dobbs, Treasurer ("Respondents"). The agreement for ADR 401 (RR 07L-18) was approved by the Commission on September 14, 2007 the effective date of the agreement.

Note the specific time frames for compliance in paragraph 9 of the agreement. Please forward to this office, a statement confirming Respondent's compliance with the terms listed in paragraph 6 of the aforementioned agreement. The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 6 and contain the ADR caption and case number. **The civil penalty payment should be sent to the attention of the Accounting/Finance Office of the FEC. The civil penalty under the agreement is due on October 15, 2007. Please put the ADR case number on the civil penalty check as well, to ensure crediting to the correct case.**

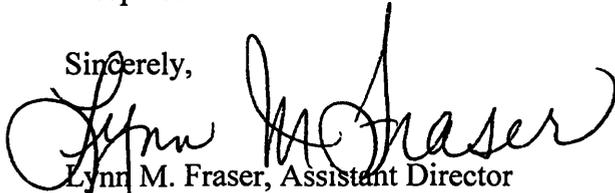
As you are aware, the settlement agreement will be made part of the record that is released to the public. The Commission will also place on the record copies of the referral, correspondence exchanged between your office and this office prior to our entry into settlement negotiations and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

This agreement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory

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responsibilities regarding violations of federal election campaign laws. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,



Lynn M. Fraser, Assistant Director
Alternative Dispute Resolution Office
202-694-1665

Enclosure: Agreement

cc: Angela Dillard, Finance and Accounting Office
Room 819

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**Federal Election Commission
Washington, DC 20463**

Case Number: ADR 401
Source: RR 07L-18
Case Name: Growth & Prosperity
Political Action Committee

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission (Commission) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve this matter, the Commission entered into negotiations with Ben Ginsberg, Esq. and Eric Brown, Esq., representing the Growth and Prosperity Political Action Committee and Joey Dobbs, in his official capacity as Treasurer ("the Committee" or "Respondents"). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondents addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondents. The Commission's use of alternative dispute resolution procedures ("ADR") is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 2 U.S.C. § 437g.
2. Respondents voluntarily enter into this agreement with the Commission.
3. The Reports Analysis Division referred Respondents for failing to make complete disclosure of financial activity on their 2006 August Monthly Report and their 2006 October Monthly Report. Respondents filed their original 2006 August Monthly Report on August 19, 2006, and subsequently filed three (3) amended 2006 August Monthly Reports. Respondents filed three amended 2006 August Monthly Reports on October 20, 2006, October 30, 2006 and January 8, 2007 disclosing an aggregate of \$65,717.28 in additional disbursements. Respondents filed their original 2006 October Monthly Report on October 20, 2006. Respondents filed four amended 2006 October Monthly Reports on October 30, 2006, December 6, 2006, January 9, 2007 and March 12, 2007 disclosing an aggregate of \$107,905 in additional disbursements.
4. Treasurers of political committees are required to report all financial activity, including all disbursements, pursuant to the FECA. 2 U.S.C. §§ 434(a)(1), 434(b)(4), 11 C.F.R. §§ 104.1, 104.3(b).

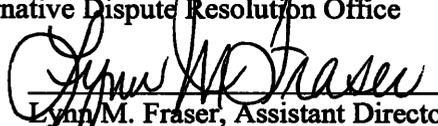
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5. Respondents acknowledge omissions in reporting disbursements, but contend that the individual responsible for the errors has been replaced by a financial specialist experienced with compliance with the FECA.
6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) appoint a compliance specialist; (b) have all reports reviewed by the compliance specialist and external financial consultants to ensure compliance with the FECA; (c) develop revised written procedures for all of the Committee's financial activity to enhance compliance; and (d) pay a civil penalty of \$2,000.
7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection or undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the terms within thirty (30) days from the effective date of this agreement.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 401 (RR 07L-18), and effectively resolves the issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

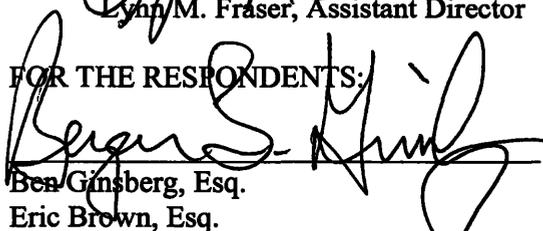
FOR THE COMMISSION:

Deborah Ruth Kant, Director
Alternative Dispute Resolution Office

By: 
Lynn M. Fraser, Assistant Director

9-14-07
Date Signed

FOR THE RESPONDENTS:


Ben Ginsberg, Esq.
Eric Brown, Esq.
Representing the Growth and Prosperity Political Action
Committee and Joey Dobbs, Treasurer

8-24-07
Date Signed